

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, December 4, 2007, the following members were present:

Greg Jergeson, Chairman  
Doug Mood, Vice Chairman  
Brad Molnar, Commissioner, via telephone  
Robert H. Raney, Commissioner  
Ken Toole, Commissioner

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(466) In the matter of TN2374-Brian David Parks dba Mountain Express Taxi, Missoula, Montana requests permission to continue the suspension of PSC No. 9460 for a six month period, November 30, 2007 to May 30, 2008.

Commissioner Mood moved to approve continued suspension as requested. Commissioner Toole seconded the motion, which passed unanimously.

(467) In the matter of TN2375-Steven and Mary Assmus dba Mining City Taxi, Butte, Montana request permission to lease PSC No. 321 to Mining City Taxi LLC, Butte, Montana for a three month period December 4, 2007 to March 4, 2008.

Commissioner Raney moved to approve the lease as requested. Commissioner Toole seconded the motion, which passed unanimously.

(468) In the matter of the approval of Commission Minutes for the week of November 26, 2007.

Commissioner Toole moved to approve the Commission Minutes for the week of November 26, 2007. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Gary Duncan, Utility Division  
Jim Paine, Legal Division

(469) In the matter of the Commission's discussion of D2006.6.81-Qwest Tariff Transmittal 06-09, Residence and Business Customer Incentive Programs.

Commissioner Raney moved that staff draft an order for the Commissions consideration that

reflects the findings of the staff recommendation outlined in its memorandum of November 21, 2007 in D2006.6.81. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Bryan Baldwin, Utility Division  
Kate Whitney, Administrator  
Utility Division  
Al Brogan, Legal Division

(470) In the matter of the Commission's discussion of Midwest Renewable Energy Tracking System;

Commissioner Raney moved to authorize Bryan Baldwin to open a Regulator account with Midwest Renewable Energy Tracking Systems on behalf of the Commission and for staff to participate as necessary in Midwest Renewable Energy Tracking Systems activities. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist, Utility Division

(471) In the matter of the Commission's discussion of D2007.6.65-Energy West Montana;

Commissioner Raney moved to approve the draft default order in D2007.6.65 subject to minor editing changes. Commissioner Jergeson seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee, Leroy Beeby and Scott Fabel, Utility Division  
Jim Paine, Legal Division

(472) In the matter of the Commission's discussion of D2007.7.79- MDU Interim Order;

Commissioner Jergeson moved that we issue the interim order with the changes related to rounding on the base rate and other recommended changes in paragraph 3 in the order section and the changes in paragraph 5 and minor editing as needed. Commissioner Toole seconded the motion, which passed 4-1. Commissioner Molnar voted no.

APPEARANCE

Leroy Beeby, Utility Division  
Al Brogan, Legal Division

(473) In the matter of the Commission's discussion of D2007.5.49-MT Associates LLC and AquaFlo LLC;

Commissioner Toole moved to approve the transfer, to accept the stipulation except for paragraph 9 (d) and direct staff to draft a final order. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE  
Robin McHugh, Administrator, Legal Division

(474) In the matter of the Commission's discussion of D2007.11.131-Whitehall Wind. Whitehall Wind designates it as a "complaint regarding NorthWestern Energy's failure to comply with federal and state requirements for publishing avoided cost information."

Commissioner Raney moved to notice the complaint pursuant to ARM 38.2.2104 in D2007.11.131. Commissioner Mood seconded the motion, which passed unanimously.

(475) In the matter of the Commission's discussion of L-07.10.3-RUL (Pipeline Safety).

Commissioner Mood moved to approve the adoption notice changes to the pipeline safety rules and direct staff to prepare and file a Notice of Adoption with the Secretary of State. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE  
Will Rosquist, Utility Division  
Al Brogan, Legal Division

(476) In the matter of the Commission's discussion of L-07.5.2-RUL QF Rulemaking.

Commissioner Toole moved to adopt the amendment to ARM 38.5.1902(5) set forth as Alternative A in MAR Notice No. 38-2.198 and direct staff to prepare and file a Notice of Adoption with the Secretary of State. Commissioner Raney seconded the motion, which passed 3-2. Commissioner Mood and Commissioner Molnar voted no.

There being no further business to come before the Commission the meeting was adjourned.

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GREG JERGESON, Chairman

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DOUG MOOD, Vice Chairman

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BRAD MOLNAR, Commissioner

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ROBERT H. RANEY, Commissioner

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KEN TOOLE, Commissioner

ATTEST:

Connie Jones  
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, December 6, 2007, the following members were present:

Greg Jergeson, Chairman  
Doug Mood, Vice Chairman  
Robert H. Raney, Commissioner  
Ken Toole, Commissioner

Commissioner Molnar was absent.

APPEARANCE

Bryan Baldwin, Utility Division

(477) In the matter of Organization of MISO State (OMS) Comments to the Federal Energy Regulatory Commission (FERC).

Commissioner Jergeson moved that Montana generally supports these comments of Organization of MISO states in this matter and that Commissioner Jergeson be delegated authority for his proxy to deal with any amendments. Commissioner Raney seconded the motion, which passed 4-0.

There being no further business to come before the Commission the meeting was adjourned.

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GREG JERGESON, Chairman

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DOUG MOOD, Vice Chairman

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BRAD MOLNAR, Commissioner

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ROBERT H. RANEY, Commissioner

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KEN TOOLE, Commissioner

ATTEST:

Connie Jones  
Commission Secretary

(SEAL)